

**RESOLUTION NO. 20-64**  
**MEETING DATE: 02-05-2020**

**RESOLUTION AUTHORIZING THE HOLDING OF AN EXECUTIVE SESSION, AT WHICH THE PUBLIC SHALL BE EXCLUDED**

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**M/Masci** offered the following Resolution and moved its adoption, which was second by **C/Ferro**.

**WHEREAS**, N.J.S.A. 10:4-13 of the Open Public Meetings Act permits the exclusion of the public from meetings of public bodies in certain circumstances which are set forth in N.J.S.A. 10:4-12(b); and

**WHEREAS**, the Township Committee of the Township of Millstone is of the opinion that such circumstances presently exist.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Millstone as follows:

1. The public shall be excluded for the discussion of any action upon the here in after specified subject matter.
2. The general nature of the subject matter to be discussed is as follows:
  1. Contracts
  2. Items Falling Under Attorney/Client Privilege

It is anticipated at this time that the above stated subject matter will be made public in approximately six months or at such time as any litigation discussed is resolved.

3. This Resolution shall take effect immediately.

**ROLL CALL:**

**AYES:** C/Dorfman, C/Ferro, DM/Grbelja, M/Masci  
**NAYS:** None  
**ABSTAIN:** None  
**ABSENT:** C/Kuczinski

**I HEREBY CERTIFY** the foregoing to be a true copy of the Resolution adopted by the Township Committee of the Township of Millstone on February 5, 2020.

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Kathleen Hart, RMC  
Municipal Clerk

RESOLUTION NO. 20-65

SCHEDULE 20-02 S

CONSOLIDATED BILL LIST

TOWNSHIP OF MILLSTONE VOUCHERS FOR PAYMENT PRESENTED TO  
THE TOWNSHIP COMMITTEE AT A MEETING  
HELD ON February 5, 2020

SEE SCHEDULE 20-02 ATTACHED

A resolution was passed by the Township Committee for the payment of the vouchers listed on Schedule 20-02 attached.

\_\_\_\_\_  
Fiore Masci, Mayor

\_\_\_\_\_  
Nancy Grbelja, Deputy Mayor

\_\_\_\_\_  
Gary Dorfman, Committeeman

\_\_\_\_\_  
Albert Ferro, Committeeman

\_\_\_\_\_  
Michael Kuczinski, Committeeman

Attest: \_\_\_\_\_  
Kathleen Hart  
Municipal Clerk

**TOWNSHIP OF MILLSTONE**  
**RESOLUTION NO. 20-65**  
February 5, 2020

BE IT RESOLVED by the Township Committee of the Township of Millstone that the vouchers listed on Schedule 20-02, February 5, 2020, Consolidated Bill List, and the vouchers listed below as Schedule 20-02 S, Supplement to Consolidated Bill List, as presented by the Township Treasurer, Amanda Salerno, to be paid from existing appropriations.

**CURRENT FUND**

TOTAL CURRENT FUND: \$ 9,133,648.30

**SCHEDULE 20-02 S**

**PAYROLL FUND**

TOTAL PAYROLL TRUST FUND \$ 6,323.34

**GENERAL CAPITAL FUND**

TOTAL GENERAL CAPITAL FUND \$ 109,330.27

**GRANT FUND**

TOTAL GRANT FUND \$ 6,675.40

**RESERVE TRUST FUND**

TOTAL RESERVE TRUST FUND \$ 6,334.36

**BASIN MAINTENANCE TRUST**

TOTAL BASIN MAINTENANCE TRUST \$ 0.00

**SHADE TREE TRUST**

TOTAL SHADE TREE TRUST \$ 0.00

**COAH TRUST FUND**

TOTAL COAH TRUST FUND \$ 9,471.56

**OPEN SPACE FARMLAND TRUST FUND**

TOTAL OPEN SPACE FARMLAND TRUST FUND \$ 1,720.00

**MUNICIPAL DRUG ALLIANCE FUND**

TOTAL MUNICIPAL DRUG ALLIANCE FUND \$ 0.00

**VETERAN'S MEMORIAL TRUST FUND**

TOTAL VET MEMORIAL TRUST FUND \$ 0.00

**RECREATION TRUST FUND (DEDICATION BY RIDER)**

TOTAL RECREATION TRUST FUND \$ 6,559.52

**ANIMAL CONTROL TRUST FUND**

TOTAL DOG TRUST FUND \$ 572.00

**TOTAL FOR ALL FUNDS \$ 9,280,634.75**

**ESCROW**

**DEVELOPERS ESCROW ACCOUNT UNDER \$5,000**

TOTAL DEVELOPERS ESCROW UNDER \$5,000 \$ 8,221.80

**DEVELOPERS ESCROW ACCOUNT OVER \$5,000**

TOTAL DEVELOPERS ESCROW OVER \$5,000 \$ 13,605.25

**TOTAL FOR ESCROW \$ 21,827.05**

RESOLUTION WAS OFFERED BY DEPUTY MAYOR GRBELJA  
AND MOVED ITS ADOPTION;  
MOTION WAS SECOND BY COMMITTEEPERSON FERRO  
RESOLUTION WAS ADOPTED ON THE FOLLOWING ROLL CALL VOTES:

AYES: DM/Grbelja, C/Dorfman, C/Ferro, M/Masci

NAYS: NONE

ABSTAIN: NONE

ABSENT: C/Kuczinski

**RESOLUTION NO.20-66**  
**MEETING DATE: 02-05-2020**

**RESOLUTION DIRECTING TAX COLLECTOR TO CANCEL  
REAL ESTATES TAXES LISTED ON SCHEDULE A**

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**DM/Grbelja** offered the following Resolution and moved its adoption, which was second by **C/Ferro**:

**WHEREAS**, certain properties have had assessment changes for the year 2020;

**WHEREAS**, these properties will be exempt from taxes for the year 2020;

**WHEREAS**, the following Taxpayer Schedule includes Preliminary Taxes that were billed on said properties for 2020 that will be cancelled; and

**WHEREAS**, the Tax Collector of the Township of Millstone has certified to the Township Committee of the Township of Millstone that the items designated with the word "CANCEL" on Schedule A be cancelled to the names appearing below; and

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Millstone that the cancellations be made to the properties appearing on Schedule A.

**BE IT FURTHER RESOLVED** that the Tax Collector is hereby authorized to make corrections and notations upon the Municipal records as may be necessary to effect this Resolution.

**BE IT FURTHER RESOLVED** that a copy of this Resolution, certified by the Township Clerk to be a true copy, be forwarded to the Tax Collector, the Chief Financial Officer, and the Monmouth County Board of Taxation.

**ROLL CALL:**

AYES: DM/Grbelja, C/Dorfman, C/Ferro, M/Masci  
NAYS: None  
ABSTAIN: None  
ABSENT: C/Kuczinski

**I HEREBY CERTIFY** the foregoing to be a true copy of the Resolution adopted by the Millstone Township Committee at its meeting of February 5, 2020.

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Kathleen Hart, RMC  
Township Clerk

**SCHEDULE A**  
**2020 PRELIMINARY TAXES – CANCEL**

Block 14 Lot 11.02	TOWNSHIP OF MILLSTONE 856 PERRINEVILLE RD MILLSTONE, NJ 08510	\$ 991.84
Block 14 Lot 11.04	TOWNSHIP OF MILLSTONE 858 PERRINEVILLE RD MILLSTONE, NJ 08510	\$ 17.57
TOTAL		<u>\$1,009.41</u>

TOTAL CANCELLED\$1,009.41

**RESOLUTION NO. 20-67**  
**MEETING DATE: 02-05-2020**

**RESOLUTION AUTHORIZING THE COUNTY OF MONMOUTH MOSQUITO CONTROL DIVISION  
TO CONDUCT AERIAL MOSQUITO CONTROL OPERATIONS WITHIN MILLSTONE TOWNSHIP**

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**DM/Grbelja** offered the following Resolution and moved its adoption, which was second by **C/Ferro**.

**WHEREAS**, The Monmouth County Board of Chosen Freeholders, pursuant to N.J.S.A. 26:9-27 et seq. has elected through its Mosquito Control Division to perform all acts necessary for the elimination of mosquito breeding areas and/or to exterminate within the county; and

**WHEREAS**, the County has instituted and Intergrated Pest Management Program consisting of surveillance, water management, biological control and chemical control to exterminate the mosquito population within the County of Monmouth; and

**WHEREAS**, prior to conducting aerial dispensing operations over a designated “congested area” the County is required, pursuant to Federal Aviation Administration Regulation (FAR Part 137.51), to secure prior written approval from the governing body of the political subdivision over which the aircraft is to be operated; and

**WHEREAS**, the Township of Millstone is designated as a “congested area” by the Federal Aviation Administration and the County has requested that this governing body consent to its proposed aerial dispensing operations.

**NOW THEREFORE**, be it resolved as follows:

1. The Governing Body hereby authorizes the County of Monmouth Mosquito Control Division or its agent to apply pesticides by aircraft for mosquito control in certain areas of the municipality designated by the County as being either larval mosquito habitat or areas harboring high populations of mosquito constituting either a nuisance, a health hazard or both with the understanding that:
  - a. The County shall utilize pesticides, application equipment and aircraft that are approved for aerial applications by the Federal (USEPA) and State (NJDEP) agencies, and
  - b. Such operations will be performed in compliance with applicable Federal and State regulations, and
  - c. The County will notify the police department/state police of each municipality over which aerial pesticide operations are planned prior to commencement of such operations.

**ROLL CALL:**

**AYES:** DM/Grbelja, C/Dorfman, C/Ferro, M/Masci  
**NAYS:** None  
**ABSTAIN:** None  
**ABSENT:** C/Kuczinski

**I HEREBY CERTIFY** the foregoing to be a true copy of the Resolution adopted by the Millstone Township Committee at its meeting of February 5, 2020.

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Kathleen Hart, RMC  
Municipal Clerk

**RESOLUTION NO. 20-68**  
**ADOPTION DATE: 02-05-2020**

**RESOLUTION AUTHORIZING THE EXECUTION OF DEEDS IN CONNECTION  
WITH SITE PLAN APPROVAL FOR ALLEN HOUSE II, BLOCK 35, LOT 15, SITE  
PLAN NO. PB19-10**

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**DM/Grbelja** offered the following Resolution and moved its adoption which was seconded by **C/Ferro**.

**WHEREAS**, on December 11, 2019, Millstone Township received site plan approval from the Millstone Township Planning Board for and in connection with a site plan to develop Allen House II on Block 35, Lot 15, located at 471 Stagecoach Road, bearing application No.PB19-10; and

**WHEREAS**, as part of the site plan approval, a conservation easement needs to be established, and a roadway dedication and right-of-way easement must be granted to Monmouth County; and

**WHEREAS**, the Township Attorney has prepared the required Deeds.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Township Committee of the Township of Millstone that the Mayor is hereby authorized to execute and the Township Clerk to attest the Conservation Deed of Easement, Deed of Dedication for Road Widening Purposes and the Deed of Easement and Right-of-Way.

**BE IT FURTHER RESOLVED** that a certified copy of this Resolution be provided by the Township Clerk to each of the following: Township Engineer, Township Attorney and the Millstone Township Planning Board.

**ROLL CALL:**

AYES: DM/Grbelja, C/Dorfman, C/Ferro, M/Masci  
NAYS: None  
ABSTAIN: None  
ABSENT: C/Kuczinski

**I HEREBY CERTIFY** the foregoing to be a true copy of the Resolution adopted by the Millstone Township Committee at its regular meeting of February 5, 2020.

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Kathleen Hart, RMC  
Township Clerk

**RESOLUTION NO. 20-69**  
**MEETING DATE: 02-05-2020**

**RESOLUTION COMMEMORATING THE CENTENNIAL OF THE RATIFICATION  
OF THE 19<sup>TH</sup> AMENDMENT**

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**DM/Grbelja** offered the following Resolution and moved its adoption, which was second by **C/Ferro**.

**WHEREAS**, the year Two Thousand and Twenty marks the 100<sup>th</sup> Anniversary of the ratification of the 19<sup>th</sup> Amendment of the United States Constitution; and

**WHEREAS**, women fought for the right to vote for more than a century and persevered in the face of resistance; and

**WHEREAS**, many New Jersey women advocated for the right to vote; and

**WHEREAS**, Monmouth County was the home to many suffragists both male and female, and suffrage rallies and events occurred within Monmouth County's borders; and

**WHEREAS**, February 9, 2020 will mark the centennial of the New Jersey ratification of the 19<sup>th</sup> Amendment; and

**WHEREAS**, August 26, 2020 will mark the nationwide centennial of the 19<sup>th</sup> Amendment officially becoming part of the United States Constitution, after the required number of states had ratified; and

**WHEREAS**, daughters, granddaughters, and great-granddaughters of the women who fought so hard to vote have been making their voices heard at the polls for nearly 100 years; and

**WHEREAS**, women are running for office and currently in elected office in large numbers in Monmouth County, follow in the footsteps of these great suffragists; and

**WHEREAS**, there are currently over 200,000 women registered to vote in Monmouth County, New Jersey; and

**WHEREAS**, all government entities on the local, state and national level should commemorate and recognize this historic milestone and reaffirm its commitment to empowering and uplifting the voices of women.

**NOW, THEREFORE BE IT RESOLVED** that the Mayor and Township Committee of the Township of Millstone, County of Monmouth, State of New Jersey, do hereby

- (1) Celebrate and recognize the 100<sup>th</sup> Anniversary of the passage and ratification of the 19<sup>th</sup> Amendment to the United States Constitution providing for women's suffrage; and
- (2) Honor the role of the ratification of the 19<sup>th</sup> Amendment in promoting the core values of our democracy as set forth in the Constitution of the United States; and
- (3) Reaffirm our desire to continue strengthening democratic participation and to inspire future generations to cherish and preserve the historic precedent established by the 19<sup>th</sup> Amendment.

**ROLL CALL:**

**AYES:** DM/Grbelja, C/Dorfman, C/Ferro, M/Masci

**NAYS:** None

**ABSTAIN:** None

**ABSENT:** C/Kuczinski

**I HEREBY CERTIFY** the foregoing to be a true copy of the Resolution adopted by the Millstone Township Committee at its meeting of February 5, 2020.

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Kathleen Hart, RMC  
Municipal Clerk

**RESOLUTION NO. 20-70**  
**MEETING DATE: 02-05-2020**

**RESOLUTION ADOPTING A DOMESTIC VIOLENCE POLICY**

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**DM/Grbelja** offered the following Resolution and moved its adoption which was seconded by **C/Ferro**.

**WHEREAS**, on or about October 15, 2019, the New Jersey Civil Service Commission issued a Statewide Domestic Violence Policy (DVP) for Public Employees; and

**WHEREAS**, pursuant to N.J.S.A. 11A:2-6a(b)(1), “The [Civil Service Commission] shall develop a uniform domestic violence policy, which all public employers shall adopt and distribute to their employees, regardless of whether a public employer is subject to the provisions of Title 11A, Civil Service, of the New Jersey Statutes”; and

**WHEREAS**, the Township of Millstone seeks to update its Employee Manual to comply with N.J.S.A. 11A:2-6a(b)(1).

**NOW, THEREFORE, BE IT RESOLVED**, by the Township Committee that the Township of Millstone Employee Manual is updated as follows:

1. The Statewide Domestic Violence Policy for Public Employers shall be referenced and adopted in the Township of Millstone Employee Manual.
2. The Township of Millstone shall designate Kevin Abernethy and Melissa Peerboom, as primary and secondary Human Resource Officers (HRO) for purposes of DVP.

**BE IT FURTHER RESOLVED**, that a copy of the aforesaid Domestic Violence Policy for Public Employers shall be forwarded by the Township Administrator for distribution to all Township Employees.

**ROLL CALL:**

**AYES:** DM/Grbelja, C/Dorfman, C/Ferro, M/Masci  
**NAYS:** None  
**ABSTAIN:** None  
**ABSENT:** C/Kuczinski

**I HEREBY CERTIFY** the foregoing to be a true copy of the Resolution adopted by the Millstone Township Committee at its meeting of February 5, 2020.

\_\_\_\_\_  
KATHLEEN HART, RMC  
Township Clerk

**RESOLUTION NO. 20-71**  
**MEETING DATE: 02-05-2020**

**RESOLUTION AUTHORIZING THE EXECUTION OF A DEVELOPER'S  
AGREEMENT FOR CHESTER J. HALKA, JR. AND JANIS HALKA WATERS, CO-  
EXECUTORS OF THE ESTATE OF ELSIE HALKA, BLOCK 41, LOT 1, MINOR  
SUBDIVISION NO. PB19-08**

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**DM/Grbelja** offered the following Resolution and moved its adoption which was seconded by **C/Ferro**.

**WHEREAS**, on October 10, 2019, Chester J. Halka, Jr. and Janis Halka Waters, Co-executors of the Estate of Elsie Halka received minor subdivision approval from the Millstone Township Planning Board for and in connection with Block 41, Lot1, located on Sweetmans Lane, bearing application No.PB19-08; and

**WHEREAS**, in accordance with its Planning Board approval, the Developer is required to enter into a Developer's Agreement with the Township of Millstone; and

**WHEREAS**, the Township Attorney has prepared a Developer's Agreement for this site plan.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Township Committee of the Township of Millstone that the Mayor is hereby authorized to execute and the Township Clerk to attest the Developer's Agreement between the Township of Millstone and the Developer in accordance with the approval granted by the Planning Board.

**BE IT FURTHER RESOLVED** that a certified copy of this Resolution be provided by the Township Clerk to each of the following: Township Engineer, Township Attorney, Millstone Township Planning Board, Township Construction Official and the Developer.

**ROLL CALL:**

AYES: DM/Grbelja, C/Dorfman, C/Ferro, M/Masci  
NAYS: None  
ABSTAIN: None  
ABSENT: C/Kuczinski

**I HEREBY CERTIFY** the foregoing to be a true copy of the Resolution adopted by the Millstone Township Committee at its regular meeting of February 5, 2020.

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KATHLEEN HART, RMC  
Township Clerk

**RESOLUTION NO. 20-72**  
**MEETING DATE: 02-05-2020**

**RESOLUTION AUTHORIZING AWARD OF A NON-FAIR AND OPEN CONTRACT  
FOR PROFESSIONAL FINANCIAL AND ACCOUNTING CONSULTING SERVICES**

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**DM/Grbelja** offered the following Resolution and moved its adoption which was seconded by **C/Ferro**.

**WHEREAS**, the Township of Millstone has a need for professional financial and accounting consulting services; and

**WHEREAS**, such professional services can only be provided by licensed professionals and the firm of Holman, Frenia, Allison, P.C. is so recognized; and

**WHEREAS**, Holman, Frenia, Allison, P.C. has set forth its proposed services in a written proposal dated January 22, 2020; and

**WHEREAS**, this appointment is subject to the execution of a Contract; and

**WHEREAS**, the Township Committee has determined that it is in the best interest of the Township to retain Holman, Frenia, Allison, P.C. for the aforesaid financial and accounting consulting services; and

**WHEREAS**, this contract is to be awarded for an amount not to exceed \$75,000.00 for the professional services as stated in Holman, Frenia, Allison, P.C.'s proposal dated January 22, 2020; and

**WHEREAS**, Holman, Frenia, Allison, P.C. has completed and submitted a Political Contribution Disclosure form in accordance with P.L. 2005, c 271; and

**WHEREAS**, certification of availability of funds is hereby provided by the Chief Financial Officer of the Township of Millstone;

I hereby certify that funds are available as follows: 0-01-20-130-127

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Kevin Abernethy, Temporary Chief Financial Officer

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Millstone as follows:

1. Holman, Frenia, Allison, P.C. is hereby retained to provide professional financial and accounting consulting services as described in their above proposal dated January 22, 2020, for an amount not to exceed \$75,000.00.

2. The contract is awarded without competitive bidding as a “Professional Service” in accordance with the Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(a) because it is for services performed by persons authorized by law to practice a recognized profession. The Mayor and Administrator are hereby authorized to sign said contract.
3. The Mayor and Township Administrator are hereby authorized to execute the Contract attached hereto.
4. A copy of the Resolution as well as the contract shall be placed on file with the Township Clerk of the Township of Millstone.

**ROLL CALL:**

AYES: DM/Grbelja, C/Dorfman, C/Ferro, M/Masci  
NAYS: None  
ABSTAIN: None  
ABSENT: C/Kuczinski

**I HEREBY CERTIFY** the foregoing to be a true copy of the Resolution adopted by the Millstone Township Committee at its meeting of February 5, 2020.

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KATHLEEN HART, RMC  
Township Clerk

**RESOLUTION NO. 20-73**  
**MEETING DATE: 02-05-2020**

**RESOLUTION AMENDING RESOLUTION 20-10**  
**APPOINTING COMMUNITY DEVELOPMENT REPRESENTATIVE**

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**DM/Grbelja** offered the following Resolution and moved its adoption, which was second by **C/Ferro**.

**WHEREAS**, the Township Committee adopted Resolution No. 20-10, Resolution Appointing Community Development Representatives at its meeting of January 2, 2020; and

**WHEREAS**, the Township of Millstone has appointed a new Business administrator and an amendment is needed to Resolution No. 20-10.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Millstone that:

1. Kevin Abernethy, Business Administrator is hereby appointed the Community Development Representative for the year 2020 for the Township of Millstone.

**BE IT FURTHER RESOLVED** that the Municipal Clerk forwards a certified true copy of this Resolution to Community Development Director, Hall of Records Annex, One East Main Street, Freehold, New Jersey 07728 and the appointee.

**AYES:**        **DM/Grbelja, C/Dorfman, C/Ferro, M/Masci**  
**NAYS:**        **None**  
**ABSTAIN:**    **None**  
**ABSENT:**     **C/Kuczinski**

**I HEREBY CERTIFY** the foregoing to be a true copy of the Resolution adopted by the Millstone Township Committee at its meeting of February 5, 2020.

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Kathleen Hart, RMC  
Municipal Clerk

**RESOLUTION NO. 20-74**  
**MEETING DATE: 02-05-2020**

**RESOLUTION AMENDING RESOLUTION 20-12**  
**FUND COMMISSIONER, SAFETY DIRECTOR AND RIGHT TO KNOW COORDINATOR**  
**TO THE MONMOUTH COUNTY MUNICIPAL JIF**

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**DM/Grbelja** offered the following Resolution and moved its adoption, which was second by **C/Ferro**.

**WHEREAS**, the Township Committee adopted Resolution No. 20-12, Resolution Appointing Fund Commissioner, Safety Director and Right to Know Coordinator to the Monmouth County Municipal JIF; and

**WHEREAS**, the Township of Millstone has appointed a new Business Administrator and an amendment is needed to Resolution No. 20-12.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Millstone that:

1. Kevin Abernethy, Business Administrator is hereby appointed to serve as Fund Commissioner.

**BE IT FURTHER RESOLVED** that the Municipal Clerk forwards a certified true copy of this Resolution to Monmouth County Municipal Joint Insurance Fund, Sean Kelly, Risk Management Consultant and the appointee.

**ROLL CALL:**

**AYES:** DM/Grbelja, C/Dorfman, C/Ferro, M/Masci  
**NAYS:** None  
**ABSTAIN:** None  
**ABSENT:** C/Kuczinski

**I HEREBY CERTIFY** the foregoing to be a true copy of the Resolution adopted by the Millstone Township Committee at its meeting of February 5, 2020.

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Kathleen Hart, RMC  
Municipal Clerk

**RESOLUTION NO.: 20-75**  
**MEETING DATE: 02-05-2020**

**RESOLUTION AUTHORIZING ENTRY INTO AN INTERLOCAL SERVICES AGREEMENT WITH THE COUNTY OF MONMOUTH FOR EMERGENCY TELECOMMUNICATIONS SERVICES (ENHANCED 9-1-1 SERVICE) FOR THE CALENDAR YEARS 2020 THROUGH 2022**

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**DM/Grbelja** offered the following Resolution and moved its adoption which was second by **C/Ferro**.

**WHEREAS**, the County of Monmouth provides the Public Safety Answer Point (PSAP) program as part of the County's Emergency Telecommunication System to various municipalities; and

**WHEREAS**, Millstone Township desires to enter into an Interlocal Service Agreement with the County in order to participate in said program; and

**WHEREAS**, the County has agreed to provide such services to the Township of Millstone; and

**WHEREAS**, pursuant to N.J.S.A. 40:65-1, et seq, the New Jersey Uniform Shared Services and Consolidation Act, the parties are permitted to do such; and

**WHEREAS**, said Contract shall be in effect for the period of January 1, 2020 through December 31, 2022 with the following increases: 2% in 2020, 1.5% in 2021, and 1% in 2022.

**NOW, THEREFORE BE IT RESOLVED** by the Mayor and Township Committee of the Township of Millstone that the Mayor and Township Clerk are hereby authorized to enter into an Interlocal Services Agreement with the County of Monmouth as outlined above, such Agreement being subject to review by the Township Attorney.

**BE IT FURTHER RESOLVED** that a copy of the Agreement be available for public inspection during normal business hours in the office of the Township Clerk.

**BE IT FURTHER RESOLVED** that a copy of this Resolution certified to be a true copy by the Township Clerk, be forwarded to the County of Monmouth, Township's 911 Coordinator and Township Attorney.

**ROLL CALL:**

**AYES:** DM/Grbelja, C/Dorfman, C/Ferro, M/Masci

**NAYS:** None

**ABSTAIN:** None

**ABSENT:** C/Kuczinski

**I HEREBY CERTIFY** the foregoing to be a true copy of the Resolution adopted by the Millstone Township Committee at its meeting of February 5, 2020.

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Kathleen Hart, RMC  
Municipal Clerk

**RESOLUTION NO. 20-76**  
**MEETING DATE: 02-05-2020**

**RESOLUTION ENDORSING SEWAGE TREATMENT WORKS APPLICATION FOR  
RIVERSIDE CENTER, BLOCK 8, LOT 8.04, FARRINGTON BOULEVARD**

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**DM/Grbelja** offered the following Resolution and moved its adoption, which was second by **C/Ferro**.

**WHEREAS**, the Township of Millstone has been requested to endorse a Sewage Treatment Works Application related to a seven (7) lot commercial project known as Riverside Center; and

**WHEREAS**, the project's on-site subsurface sewage treatment system requires a permit from the New Jersey Department of Environmental Protection (NJDEP) for the proposed wastewater treatment system; and

**WHEREAS**, in order to provide for safe and efficient treatment and disposal of up to 19,999 GPD, Riverside Center Property Owners' Association, Inc. has designed a wastewater treatment and disposal system as set forth on the engineers plans, dated August 21, 2012, last revised January 19, 2020, prepared by Crest Engineering Associates, Inc.; and

**WHEREAS**, the engineer's report and plans for the wastewater treatment and disposal system have been reviewed and approved by the Monmouth County Board of Health and Millstone Township Engineer Matt Shafai, P.E.; and

**WHEREAS**, as part of its review of the TWA Permit application, the NJDEP requires consent by the local municipality or sewage authority.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Millstone that it has reviewed the recommendation of the Township Engineer as referenced above, is in agreement therewith and incorporates by reference herein the recommended findings and therefore does hereby endorse the Treatments Work Application referenced herein.

**BE IT FURTHER RESOLVED** that the Mayor and/or the Deputy Mayor and the Municipal Clerk are hereby authorized to execute any and all documents necessary to effectuate the intent and purpose of this Resolution.

**BE IT FURTHER RESOLVED** that a copy of this Resolution, certified by the Municipal Clerk, to be a true copy to be forwarded to each of the following: Township Engineer, Riverside Center Property Owners' Association, Inc., and Monmouth County Board of Health.

**ROLL CALL:**

**AYES:** DM/Grbelja, C/Dorfman, C/Ferro, M/Masci  
**NAYS:** None  
**ABSTAIN:** None  
**ABSENT:** C/Kuczinski

**I HEREBY CERTIFY** the foregoing to be a true copy of the Resolution adopted by the Millstone Township Committee at its meeting of February 5, 2020.

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Kathleen Hart, RMC  
Municipal Clerk

**RESOLUTION NO. 20-77**  
**ADOPTION DATE: 02-05-2020**

**RESOLUTION APPOINTING KEVIN ABERNETHY AS  
TEMPORARY CHIEF FINANCIAL OFFICER**

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**DM/Grbelja** offered the following Resolution and moved its adoption which was seconded by **C/Ferro**.

**WHEREAS**, a vacancy exists in the position of Chief Financial Officer; and

**WHEREAS**, pursuant to N.J.S.A. 40A:9-140.13(f), when a vacancy occurs in the position of Chief Financial Officer, the Township may appoint a temporary Chief Financial Officer for a period not to exceed one year; and

**WHEREAS**, the Township Committee has determined that Kevin Abernethy shall serve as the Temporary Chief Financial Officer effective immediately; and

**WHEREAS**, this appointment is subject to the execution of a Contract.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Millstone that Kevin Abernethy is hereby appointed as Temporary Chief Financial Officer effective immediately for a period of one (1) year.

**BE IT FURTHER RESOLVED**, that the Mayor and Township Clerk are hereby authorized to execute the Contract attached hereto.

**BE IT FURTHER RESOLVED** that a copy of this Resolution, certified by the Township Clerk to be a true copy be forwarded to Kevin Abernethy.

**ROLL CALL:**

**AYES:** DM/Grbelja, C/Dorfman, C/Ferro, M/Masci  
**NAYS:** None  
**ABSTAIN:** None  
**ABSENT:** C/Kuczinski

**I HEREBY CERTIFY** the foregoing to be a true copy of the Resolution adopted by the Millstone Township Committee at its meeting of February 5, 2020.

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Kathleen Hart, RMC  
Township Clerk

**RESOLUTION NO. 20-78**  
**MEETING DATE: 02-05-2020**

**RESOLUTION TO TRANSFER FUNDS ON APPROPRIATION RESERVES #2**

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DM/Grbelja offered the following Resolution and moved its adoption, which was seconded by C/Ferro.

**WHEREAS**, N.J.S.A. 40A:4-59 provides for the transfer of appropriation reserves within the first three months of the current fiscal year when it shall become necessary to expend for any purpose specified in the Budget an amount in excess of the respective sums appropriated therefore; and when there shall be an excess in one or more appropriation reserves over and above the amount deemed to be necessary to fulfill the purpose of such appropriations; transfer the amount of such excess to an appropriation reserve deemed to be insufficient to fulfill its purpose; and

**WHEREAS**, this condition now exists.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Millstone in the County of Monmouth that the following transfer of 2019 appropriation reserves be and the same are hereby authorized and the Chief Financial Officer be and hereby is directed to make said transfers on the records:

<u>CURRENT ACCOUNT</u>		<u>FROM</u>	<u>TO</u>
Legal	OE	\$ 7,250	
Construction	OE	3,000	
Emergency Management	OE	3,700	
Electricity	OE	4,750	
Gasoline	OE	<u>2,950</u>	
Engineering	OE		\$ 1,075
Planning	OE		1,425
Affordable Housing	OE		18,000
Shade Tree	OE		<u>1,150</u>
<b>TOTAL</b>		<b>\$21,650</b>	<b>\$21,650</b>

Explanations of the transfers are as follows:

To transfer available money to pay December fees that exceeded the estimates.

**BE IT FURTHER RESOLVED** that a copy of this Resolution certified by the Township Clerk to be a true copy be forwarded to the Chief Financial Officer and the Treasurer.

VOTE:

AYES: DM/Grbelja, C/Dorfman, C/Ferro, M/Masci  
NAYS: None  
ABSTAIN: None  
ABSENT: C/Kuczinski

**I HEREBY CERTIFY** the foregoing to be a true copy of the Resolution adopted by the Millstone Township Committee at its meeting on February 5, 2020.

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Kathleen Hart, RMC  
Township Clerk

**RESOLUTION NO. 20-79**  
**MEETING DATE: 02-05-2020**

**RESOLUTION TO ADOPT TEMPORARY EMERGENCY APPROPRIATIONS #1**

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**DM/Grbelja** offered the following Resolution and moved its adoption, which was seconded by **C/Dorfman**.

**WHEREAS**, N.J.S.A. 40A: 4-20 provides that an addition to temporary appropriations necessary for the period prior to the adoption of the budget and regular appropriations, the Governing Body may, by resolution adopted by 2/3 vote of the full membership thereof, make emergency temporary appropriations for any purpose for which the appropriations may lawfully be made for the period between the beginning of the current fiscal year and the date of the adoption of the budget for said year.

**WHEREAS**, the total emergency temporary resolutions adopted in the year 2019 pursuant to the provisions of Chapter 96, P.L. 1951 (N.J.S.A. 40A: 4-20) including this resolution total **\$22,800.00**.

**NOW THEREFORE BE IT RESOLVED** by the Governing Body of the Township of Millstone, that in accordance with the provisions of N.J.S.A. 40A: 4-20, the Chief Financial Officer be authorized to make the following emergency temporary budget appropriations in the 2019 current fund temporary budget and that said amounts be included under the correct headings in the municipal budget as adopted.

**BE IT FURTHER RESOLVED** that one certified copy of this resolution be filed with the Director of Local Government Services and one certified copy with the Chief Financial Officer.

<b>DEPARTMENT</b>	<b>S&amp;W</b>	<b>OE</b>
General Administration	<u>\$2,500</u>	
Tax Assessor		\$1,000
Construction		10,000
Code Enforcement		1,000
Finance		2,300
Municipal Court		1,000
Clean Communities Grant		<u>5,000</u>
	Sub-Total	\$2,500      \$20,300
	<b>TOTAL</b>	<b>\$22,800</b>

**ROLL CALL:**

**AYES:**            **DM/Grbelja, C/Dorfman, C/Ferro, M/Masci**  
**NAYS:**            **None**  
**ABSTAIN:**        **None**  
**ABSENT:**         **C/Kuczinski**

**I HEREBY CERTIFY** the foregoing to be a true copy of the Resolution adopted by the Township Committee of the Township of Millstone at its regular meeting held on February 5, 2020.

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Kathleen Hart, RMC  
Municipal Clerk

**RESOLUTION NO. 20-80**  
**ADOPTION DATE: 02-05-2020**

**RESOLUTION AUTHORIZING TRAFFIC PRE-EMPTION AGREEMENT AND  
ADDENDUM -ROUTE 33 AND IRON ORE ROAD/SMITHBURG  
ROAD/WOOD/WOODVILLE ROAD (C.R. 527A)**

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**DM/Grbelja** offered the following Resolution and moved its adoption which was seconded by **C/Ferro**.

**WHEREAS**, a traffic condition exists at the intersection of Route 33 and Iron Ore Road/Smithburg Road/Wood/Woodville Road (C.R. 527A), in the Township of Millstone and in Manalapan Township, in the County of Monmouth, which requires the installation and operation of emergency pre-emption equipment and sequence; and

**WHEREAS**, it is necessary to expedite the safe movement and conduct of pedestrian and vehicular traffic; and

**WHEREAS**, the State of New Jersey has indicated its willingness to modify the existing traffic signal system to accept the emergency pre-emption equipment and sequence at said intersection; and

**WHEREAS**, the State of New Jersey has proposed a form of Agreement pertaining to operation and maintenance of said emergency pre-emption and sequence.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Millstone that the Mayor and Township Clerk be and are hereby authorized to enter into an Agreement with the State of New Jersey, acting through its Commissioner of Transportation, for the purpose aforesaid, a copy of said Agreement and Addendum thereto being attached hereto and made a part hereof.

**BE IT FURTHER RESOLVED** that the Mayor and Township Clerk be and are hereby authorized to execute said Agreement and Addendum.

**BE IT FURTHER RESOLVED** that copy of this Resolution, certified by the Township Clerk to be a true copy be forwarded to the Township of Manalapan.

**ROLL CALL:**

AYES: DM/Grbelja, C/Dorfman, C/Ferro, M/Masci  
NAYS: None  
ABSTAIN: None  
ABSENT: C/Kuczinski

**I HEREBY CERTIFY** the foregoing to be a true copy of the Resolution adopted by the Millstone Township Committee at its meeting of February 5, 2020.

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Kathleen Hart, RMC  
Township Clerk

**RESOLUTION NO. 20-81**  
**ADOPTION DATE: 02-05-2020**

**RESOLUTION AUTHORIZING AWARD OF A NON-FAIR AND OPEN CONTRACT  
FOR AUDIT SERVICES**

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**DM/Grbelja** offered the following Resolution and moved its adoption which was seconded by **C/Ferro**.

**WHEREAS**,the Township of Millstone has a need for audit services; and

**WHEREAS**, such audit services can only be provided by an appropriate registered and licensed professional pursuant to N.J.S.A. 40A:5-9; and

**WHEREAS**, Dave McNally, C.P.A., R.M.A., P.S.A. of the firm of Holt McNally & Associates, Inc. is so recognized; and

**WHEREAS**, Dave McNally has set forth his proposed services in a written proposal dated January 21, 2020; and

**WHEREAS**, this appointment is subject to the execution of a Contract; and

**WHEREAS**, the Township Committee has determined that it is in the best interest of the Township to retain Dave McNally, C.P.A., R.M.A., P.S.A. of the firm of Holt McNally & Associates, Inc.for the aforesaid audit services; and

**WHEREAS**,this contract is to be awarded for an amount not to exceed \$30,000.00 for the professional services as stated in the proposal dated January 21, 2020; and

**WHEREAS**,Dave McNally and Holt McNally & Associates, Inc has completed and submitted a Political Contribution Disclosure form in accordance with P.L. 2005, c 271; and

**WHEREAS**, certification of availability of funds is hereby provided by the Chief Financial Officer of the Township of Millstone;

I hereby certify that funds are available as follows: 0-01-20-135-273

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Kevin Abernethy, Temporary Chief Financial Officer

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Millstone as follows:

1. Dave McNally, C.P.A., R.M.A., P.S.A. of the firm of Holt McNally & Associates, Inc., be and is hereby awarded a contract to provide audit services as described in the proposal dated January 21, 2020, for an amount not to exceed \$30,000.00.
2. The contract is awarded without competitive bidding as a “Professional Service” in accordance with the Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(a) because it is for services performed by persons authorized by law to practice a recognized profession. The Mayor and Administrator are hereby authorized to sign said contract.
3. The Mayor and Township Administrator are hereby authorized to execute the Contract attached hereto.
4. A copy of the Resolution as well as the contract shall be placed on file with the Township Clerk of the Township of Millstone.

**ROLL CALL:**

AYES: DM/Grbelja, C/Dorfman, C/Ferro, M/Masci  
NAYS: None  
ABSTAIN: None  
ABSENT: C/Kuczinski

**I HEREBY CERTIFY** the foregoing to be a true copy of the Resolution adopted by the Millstone Township Committee at its meeting of February 5, 2020.

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KATHLEEN HART, RMC  
Township Clerk

**RESOLUTION NO. 20-82**  
**MEETING DATE: 02-05-2020**

**RESOLUTION TO PARTICIPATE WITH WESTERN MONMOUTH ANIMAL CONTROL TO  
APPLY FOR A LEAP CHALLENGE GRANT**

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**DM/Grbelja** offered the following Resolution and moved its adoption, which was second by **C/Ferro**.

**WHEREAS**, the State of New Jersey has allocated \$150,000 within each county for a statewide total of \$3.15 million in Local Efficiency Achievement Program (LEAP) funds to promote innovation among peer local units across New Jersey, and

**WHEREAS**, the Department of Community Affairs, Division of Local Government Services (DLGS) administers the LEAP grant program; and

**WHEREAS**, the LEAP Challenge Grant exists to challenge municipalities and counties to collaborate on more extensive partnership and collaborations to produce efficiencies through shared services; and

**WHEREAS**, Manalapan Township and Millstone Township, have determined to apply for a LEAP Challenge Grant through the State of New Jersey Local Efficiency Achievement Program in the amount of \$25,000; and

**WHEREAS**, the Western Monmouth Animal Control has agreed to be the lead agency in this program; and

**WHEREAS**, the State of New Jersey has made LEAP grants available to assist local units to study, develop and implement new shared services initiatives; and

**WHEREAS**, the purpose of the project submitted in this grant application is intended to provide benefits to the participant local units' residents through the sharing of Regional Animal Control Vehicle.

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Township of Millstone, that the Township of Millstone does hereby join with Western Monmouth Animal Control in applying for a LEAP challenge grant to support undertaking this endeavor.

**ROLL CALL:**

**AYES:** DM/Grbelja, C/Dorfman, C/Ferro, M/Masci

**NAYS:** None

**ABSTAIN:** None

**ABSENT:** C/Kuczinski

**CERTIFICATION**

I, Kathleen Hart, Municipal Clerk of the Township of Millstone in the County of Monmouth, and the State of New Jersey do hereby Certify that the foregoing Resolution is a true copy of the Original Resolution duly passed and adopted by a majority of the full membership of the Township of Millstone at its meeting of February 5, 2020.

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Kathleen Hart, RMC  
Municipal Clerk